

DETAILED ACTION

Priority

This application is a 371 of PCT/CA04/00861 06/08/2004, is acknowledged.

Status of Claims

Receipt is acknowledged of amendment / response filed on April 21, 2008 and that has been entered.

Claims 1-19 and 22 are currently pending in the application. Claims 20-21 were canceled previously.

Claims 10-19 are withdrawn from further consideration pursuant to 37 C.F.R. 1.142 (b) as being drawn to a non-elected subject matter.

Information Disclosure Statement

Receipt is acknowledged of Information Disclosure Statement (IDS), filed on 01/09/2006, which has been entered in the file.

Response to Election/Restriction

In response to the restriction requirement, Applicants have elected Group I, [which includes claims 1-9 drawn to a compound of formula I] with traverse is acknowledged. However, during a telephonic interview with Ms. Mollie Yang (Attorney for Applicant) on June 04, 2008, Applicant has agreed to cancel non-elected claims 10-19. On the other hand, Examiner has agreed to rejoin claim 22 of Group III, because it falls within the scope of elected invention. Therefore, the restriction requirement is hereby withdrawn and hence, all remaining pending claims 1-9 and 22 are currently examined and found allowable over the prior art of record.

Examiner's amendment

An Examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephonic interview with Ms. Mollie Yang on June 04, 2008.

The application has been amended as follows:

- a. Claims 10-19 have been canceled.

Reasons for allowance

The following is an Examiner's statement of reasons for allowance:

Claims 1-9 and 22 are being allowed since the instantly claimed inventions are neither obvious nor anticipated by the prior art (US 5,424,320, cited in IDS) and there is no suggestion or motivation to modify the compound of formula I from any prior art to obtain the instantly claimed invention. Therefore, the instant claims 1-9 and 22 are now found allowable over the prior art of record.

Telephone Inquiry

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Golam Shameem, Ph.D. whose telephone number is (571) 272-0706. The examiner can normally be reached on Monday-Thursday from 7:30 AM - 5:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph McKane, can be reached at (571) 272-0699. The Unofficial fax phone number for this Group is (703) 308-7922. The Official fax phone number for this Group is (571) 273-8300. When filing a

FAX in Technology Center 1600, please indicate in the Header (upper right) "Official" for papers that are to be entered into the file, and "Unofficial" for draft documents and other communications with the PTO that are not for entry into the file of the application. This will expedite processing of your papers.

Communications via Internet e-mail regarding this application, other than those under 35 U.S.C. 132 or which otherwise require a signature, may be used by the applicant and should be addressed to [joseph.mCKane@uspto.gov]. All Internet e-mail communications will be made of record in the application file. PTO employees will not communicate with applicant via Internet e-mail where sensitive data will be exchanged or where there exists a possibility that sensitive data could be identified unless there is of record an express waiver of the confidentiality requirements under 35 U.S.C. 122 by the applicant. See the Interim Internet Usage Policy published by the Patent and Trademark Office Official Gazette on February 25, 1997 at 1195 OG 89.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or public PAIR only. For more information about the pair system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at (866) 217-9197.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist, whose telephone number is (571) 272-1600.

/Golam M. M. Shameem, Ph.D./

Primary Examiner
Art Unit 1626
Technology Center 1600

Application/Control Number: 10/559,885
Art Unit: 1626

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